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21 Attorneys for Defendant
 22 BARRY BONDS

23 UNITED STATES DISTRICT COURT
 24 NORTHERN DISTRICT OF CALIFORNIA
 25 SAN FRANCISCO DIVISION

26 UNITED STATES OF AMERICA,

27 Plaintiffs,

28 vs.

29 BARRY LAMAR BONDS,

30 Defendants

Case No.: CR 07-0732 SI

[PROPOSED] VERDICT FORM

Trial Date: March 2, 2009

Hon: Susan Illston

31 We, the jury, unanimously find the defendant, BARRY L. BONDS, as follows:

1 **AS TO COUNT ONE OF THE INDICTMENT**, which charges that the defendant
2 made the following material false declaration:

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4 “Question: I know the answer - - let me ask you this again. I know we kind of
5 got into this. Let me be real clear about this. Did he [Anderson]
6 ever give you anything that you knew to be a steroid? Did he ever
7 give a steroid?

8

9 Answer by
10 defendant: I don't think Greg would do anything like that to me and
11 jeopardize our friendship. I just don't think he would do that.

12

13 Question: Well, when you say you don't think he would do that, to your
14 knowledge, I mean, did you ever take any steroids that he gave
15 you?

16 Answer by
17 defendant: Not that I know of.”

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19
20 of a violation of Title 18 U.S.C. § 1623(a), False
21 Declaration before the Grand Jury
22 (GUILTY/NOT GUILTY)

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1 **AS TO COUNT TWO OF THE INDICTMENT**, which charges that the defendant
2 made the following material false declaration:

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4 “Question: So, starting in December 2001, on this page, again, there's BB
5 here, which obviously are consistent with your initials; correct?

6

7 Answer by
8 defendant: He could know other BBs.

9

10 Question: Correct.

11

12 But BB would also be your initials; is that correct?

13

14 Answer by
15 defendant: That's correct.

16

17 *****

18 Question: Okay. Were you obtaining testosterone from Mr. Anderson during
19 this period of time?

20

21 Answer by
22 defendant: Not at all.”

23

24 (GUILTY/NOT GUILTY) of a violation of Title 18 U.S.C. § 1623(a), False
25 Declaration before the Grand Jury

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1 **AS TO COUNT THREE OF THE INDICTMENT**, which charges that the
2 defendant made the following material false declaration:

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4 “Question: In January 2001 were you taking either the flax seed oil or the
5 cream?”

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7 Answer by
8 defendant: No.

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10 Question: And were you taking any other steroids?

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12 Answer by
13 defendant: No.”

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(GUILTY/NOT GUILTY) of a violation of Title 18 U.S.C. § 1623(a), False
Declaration before the Grand Jury

1 **AS TO COUNT FOUR OF THE INDICTMENT**, which charges that the defendant
2 made the following material false declaration:

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4 “Question: Did Greg ever give you anything that required a syringe to inject
5 yourself with?

6 Answer by
defendant: I've only had one doctor touch me. And that's my only personal
7 doctor. Greg, like I said, we don't get into each others' personal
8 lives. We're friends, but I don't -- we don't sit around and talk
9 baseball, because he knows I don't want -- don't come to my house
talking baseball. If you want to come to my house and talk about
fishing, some other stuff, we'll be good friends. You come around
talking about baseball, you go on. I don't talk about his business.
You know what I mean?

10 *****

11
12 Question: So no one else other than perhaps the team doctor and your
13 personal physician has ever injected anything in to you or taken
anything out?

14 Answer by
defendant: Well, there's other doctors from surgeries. I can answer that
15 question, if you're getting technical like that. Sure, there are other
16 people that have stuck needles in me and have drawn out -- I've
had a bunch of surgeries, yes.

17 Question: So --

18 Answer by
defendant: So sorry.

19
20 Question: -- the team physician, when you've had surgery, and your own
21 personal physician. But no other individuals like Mr. Anderson or
any associates of his?

22 Answer by
23 defendant: No, no.”

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25 (GUILTY/NOT GUILTY) of a violation of Title 18 U.S.C. § 1623(a), False
Declaration before the Grand Jury

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1 **AS TO COUNT FIVE OF THE INDICTMENT**, which charges that the defendant
2 made the following material false declaration:

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4 “Question: And, again, just to be clear and then I'll leave it, but he [Anderson]
5 never gave you anything that you understood to be human growth
hormone? Did he ever give you anything like that?”

6 Answer by
7 defendant: No.”

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(GUILTY/NOT GUILTY)

of a violation of Title 18 U.S.C. § 1623(a), False
Declaration before the Grand Jury

1 **AS TO COUNT SIX OF THE INDICTMENT**, which charges that the defendant
2 made the following material false declaration:

3 "Question: Let me ask the same question about Greg at this point, we'll go
4 into this in a little bit more detail, but did you ever get anything
5 else from Greg besides advice or tips on your weight lifting and
6 also the vitamins and the proteins that you already referenced?

7
8 Answer by
9 defendant: This year, in 2003 -- at the end of 2002, 2003 season, when I was
10 going through -- my dad died of cancer, you know, and everyone
11 knows that.

12 Question: Yes. I'm sorry about that.

13 Answer by
14 defendant: And everyone tries to give me everything. You got companies that
15 provide us with more junk to try than anything. And you know
16 that as well.

17
18 I was fatigued, tired, just needed recovery, you know. And this
19 guy says: "Try this cream, try this cream." And Greg came to the
20 ballpark and he said, you know: "This will help you recover," and
21 he rubbed some cream on my arm, like, some lotion-type stuff,
22 and, like, gave me some flax seed oil, that's what he called it,
23 called it some flax seed oil, man. It's, like: "Whatever, dude."

24
25 And I was at the ballpark, whatever, I don't care. What's lotion
26 going to do to me? How many times have I heard that: "This is
27 going to rub into you and work." Let him be happy. We're friends.
28 You know?

Question: When did that happen for the first time?

Answer by
defendant: Not until 2003, this season.

21
22 (GUILTY/NOT GUILTY) of a violation of Title 18 U.S.C. § 1623(a), False
23 Declaration before the Grand Jury
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1 **AS TO COUNT SEVEN OF THE INDICTMENT**, which charges that the
2 defendant made the following material false declaration:

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4 "Question: And - - all right. So, how many times approximately
5 do you think you got these tubes with what Mr. Anderson
6 told you was flax seed oil?

7 Answer by
8 defendant: Maybe once a home stand or something, if that. Greg
9 didn't travel with me on the road. So, I was at home, when I
10 came home.

11 Question: And the first time was the beginning of this year's
12 season, in 2003?

13 Answer by
14 defendant: Yes, 2003, because I was battling with the problems
15 with my father and the - - just the lack of sleep, lack of
16 everything."

17 of a violation of Title 18 U.S.C. § 1623(a), False
18 Declaration before the Grand Jury
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(GUILTY/NOT GUILTY)

1 **AS TO COUNT EIGHT OF THE INDICTMENT**, which charges that the
2 defendant made the following material false declaration:

3 “Question: Mr. Anderson had never given you anything or asked you to take
4 anything before the 2003 season; is that right?

5 Answer by
6 defendant: We never had those discussions. We don't discuss about his - -
7 you know, part of his world of business is his business. My
8 business is my business. So, we don't - -

9 Question: I'm asking - -

10 Answer by
11 defendant: No.

12 Question: That's not my question. My question is - -

13 Answer by
14 defendant: No.

15 Question: - - prior to the last season, you never took anything that he asked
16 you to take, other than vitamins?

17 Answer by
18 defendant: Right. We didn't have any other discussions.

19 Question: No oils like this or anything like this before?

20 Answer by
21 defendant: No, no, no, not at all. Not at all.”

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(GUILTY/NOT GUILTY) of a violation of Title 18 U.S.C. § 1623(a), False
Declaration before the Grand Jury

AS TO COUNT NINE OF THE INDICTMENT, which charges that the defendant made the following material false declaration:

"Question: Okay. So, first of all, Mr. Bonds, I guess I want to recheck with you or ask you again exactly when you started getting the - - what I'll call the recovery items, what you understood to be flax seed oil and the cream, when you started getting that from Greg Anderson. I think that you said - - but please correct me if I'm wrong - - that you thought it was prior to this current baseball season.

But let me ask, I mean, is it possible it's actually a year before, after the 2000 - - well, actually two years before, after the 2001 season? Because this first calendar is dated December 2001 with "BB" on it and its got a number of entries that I'd like to ask you about.

Were you getting items during that period of time from Greg?

Answer by
defendant:

No. Like I said, I don't recall having anything like this at all during that time of year. It was toward the end of 2000, after the World Series, you know, when my father was going through cancer.”

(GUILTY/NOT GUILTY) of a violation of Title 18 U.S.C. § 1623(a), False Declaration before the Grand Jury

1 **AS TO COUNT TEN OF THE INDICTMENT**, which charges that the defendant
2 made the following material false declaration:

3 "Question: In December 2001.

4 And what about the - - the clear - - either the clear or the cream,
5 were you getting either of those substances in December of 2001
6 from Mr. Anderson?

7 Answer by
8 defendant: No. Like I said, I recall it being toward the end of 2002 - - 2002,
9 after 2002 season.

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12 (GUILTY/NOT GUILTY) of a violation of Title 18 U.S.C. § 1623(a), False
13 Declaration before the Grand Jury

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1 **AS TO COUNT ELEVEN OF THE INDICTMENT**, which charges that the
2 defendant obstructed, influenced or impeded the due administration of justice, or
3 endeavored to obstruct, influence or impede the due administration of justice,
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5

6 _____ of a violation of Title 18 U.S.C. § 1503, Obstruction
7 (GUILTY/NOT GUILTY) of Justice

8 If you find the defendant "guilty" of this charge, please respond to the following:

9 The jury unanimously agrees that the following statement or statements obstructed,
10 influenced or impeded the due administration of justice, or were made for the purpose
11 of obstructing, influencing or impeding the due administration of justice (mark only
12 those statements as to which the jury unanimously agrees):

13
14 _____ Statement contained in Count One.
15 _____ Statement contained in Count Two.
16 _____ Statement contained in Count Three.
17 _____ Statement contained in Count Four.
18 _____ Statement contained in Count Five.
19 _____ Statement contained in Count Six.
20 _____ Statement contained in Count Seven.
21 _____ Statement contained in Count Eight.
22 _____ Statement contained in Count Nine.
23 _____ Statement contained in Count Ten.
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